

Remarks

Introduction

Applicants acknowledge receipt of the final Office Action dated October 22, 2009. Claims 1-7 are pending in the application. Claims 1-3, 6 and 7 stand rejected. Claims 4 and 5 stand objected to.

With the present Reply and Amendment, Applicants cancel all rejected claims and rewrite claims 4 and 5 in independent form. Since these claim amendments place the application in condition for allowance, no Request for Continued Examination is presented. Applicants reserve the right to pursue the cancelled subject matter through one or more continuation or divisional applications.

Applicants also introduce new dependent claim 8 which recites that R_3 is C_7-C_8 alkyl. Support for new claim 8 is found throughout the specification including, but not limited to, the claims as filed.

No new matter is presented with the present claim amendments. Consideration of the claim amendments presented herein is respectfully requested.

Rejection of claims 1-3, 6 and 7 under §103(a)

Claims 1-3, 6 and 7 are rejected under 35 U.S.C §103(a) as being unpatentable over Linn et al. (US Patent No. 5,169,839) in view of Albers-Schonberg et al. (U.S. Patent No. 4,310,519). While Applicants do not acquiesce in the propriety of this rejection for the reasons set forth in the Reply and Amendment dated July 10, 2009, Applicants cancel claims 1-3, 6 and 7 for purposes of advancing prosecution.

In view of the foregoing amendments, the Examiner is respectfully requested to withdraw the §103 rejection of claims 1-3, 6 and 7.

Objection to Claims 4-5

Claims 4-5 stand objected to as being dependent upon a rejected base claim but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. With the present Reply and Amendment, Applicants rewrite claims 4 and 5 in independent form including the required limitations of base claim 1. Thus, claims 4 and 5 are in condition for allowance. Withdrawal of the objection of claims 4-5 is respectfully requested.

Conclusion

Present claims 4 and 5 are allowable over the cited art. Withdrawal of all rejections is respectfully requested, along with issuance of a Notice of Allowance. Applicants invite the Examiner to telephone the undersigned attorney of record if the Examiner feels that the call will be beneficial to advance prosecution of the application.

Respectfully submitted,

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